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6 *Attorneys for Defendants,*
Argento SC by Sicura, Inc.

7
8 **UNITED STATES DISTRICT COURT**
9 **DISTRICT OF NEVADA**

10 CHARMAGNE DOMINGO,

11
12 Plaintiff,

13 v.

14 ARGENTO SC BY SICURA INC.;
15 AVALANCHE IP, LLC; ROSS STORES, INC.
16 dba ROSS DRESS FOR LESS; DOES I
through XXX; and ROE BUSINESS
17 ENTITIES I through XXX, inclusive,

18 Defendants.

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20 ROSS STORES, INC. d/b/a ROSS DRESS
FOR LESS,

21
22 Cross-Claimant,

23 vs.

24 ARGENTO SC BY SICURA, INC.;
25 AVALANCHE IP, LLC,

26 Cross-Defendants.
27
28

Case No.: 2:24-cv-00488-DJA

**STIPULATION AND ORDER TO EXTEND
DISCOVERY DEADLINES**

SECOND REQUEST

1 ITS IS HEREBY STIULATED by and between the parties, Plaintiff Charmagne Domingo,
2 Defendants/Third-party Defendants, ARGENTO SC BY SICURA, INC, and AVALANCHE IP,
3 LLC, and Defendant Ross Stores Inc. dba Ross Dress for Less, by and through their undersigned
4 counsel of record as follows:

5 **I. Discovery Completed to Date**

6 To date, the following discovery has been completed:

- 7 • The parties have served initial FRCP 26 disclosures and supplements;
- 8 • The parties have propounded and responded to initial written discovery;
- 9 • The parties have propounded follow-up written discovery;
- 10 • The parties have served initial expert designations;
- 11 • The parties have engaged in extensive meet-and-confer efforts with their retained experts
12 to develop a mutually agreeable destructive testing protocol for the subject chair, which is
13 scheduled to occur on April 7, 2025

14 **II. Discovery that remains to be completed**

- 15 • Production of supplemental and additional expert designations following the completion of
16 the destructive testing of the chair on April 7;
- 17 • Deposition of the Plaintiff, Charmagne Domingo;
- 18 • Depositions of the defendants' 30(B)(6) witness;
- 19 • Depositions of the parties experts;
- 20 • Depositions of Plaintiff's treating doctors;
- 21 • Additional discovery that may be necessary and allowed under the applicable rules.

22 **III. Good Cause Justifying the Requested extension**

23 This is a product liability/personal injury case. Plaintiff contends she was injured when an
24 Avalanche portable pocket chair collapsed while she was sitting on it. The parties have continued
25 to move the matter forward in discovery, including initial disclosures and written discovery. The
26 parties have also provided initial expert witness disclosures. Testing of the subject chair, which is
27 still in Plaintiff's possession is outstanding. Over the last several weeks, the parties and their
28 experts have engaged in extensive meet-and-confer efforts to establish an mutually agreed

1 protocol for the destructive testing of the subject chair and its fabric seat and also the coordinate
 2 the schedule for the testing at a time that worked for all expert witnesses to attend and observe. A
 3 joint testing protocol has now been agreed, and testing is scheduled to occur on April 7. The
 4 parties will require approximately 30 days from the completion of the testing to publish
 5 updated/additional expert reports regarding the chair and results of testing. Damages expert
 6 witnesses have already been disclosed.

7 In addition, counsel for Plaintiff has been preparing for trial during the month of March,
 8 and counsel for Defendant Arengto was in a multi-week arbitration during February and March.
 9 Due to counsel's trial schedules, the deposition of the Plaintiff and other lay witnesses has not
 10 occurred yet. It is anticipated that Plaintiff's deposition will occur in the end of April or the first
 11 few weeks of May 2025.

12 For these reasons, the parties request to extend the current discovery cut-off by 90 days to
 13 allow for completion of the above activities.

14 **IV. Proposed Discovery Schedule**

15 <u>Discovery</u>	<u>Current Deadline</u>	<u>Proposed Deadline</u>
16 Discovery Cut-Off	April 23, 2025	July 22, 2025
17 Dispositive Motions	May 26, 2025	August 25, 2025
18 Pre-Trial Order	June 25, 2025	September 23, 2025

20 DATED this 1st day of April 2025

21 **GAZDA & TADAYON**

22 /s/ Lewis Gazda

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27 *Attorneys for Plaintiff Charmayne Domingo*

DATED this 2nd day of April 2025

**MORRIS, SULLIVAN, LEMKUL &
 TURTZO, LLP**

/s/ Christopher Turtzo

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*Attorneys for Defendants Argento and
 Avalanche*

1 DATED this 31st day of March 2025

2 **LEWIS BRISBOIS BISGAARD &**
3 **SMITH, LLP**

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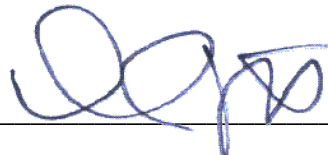
14 Attorneys for Defendant/Cross-Claimant

15 Ross Stores, Inc. DBA Ross Dress for Less

16 **ORDER**

17 **IT IS SO ORDERED** that the parties' stipulation to extend discovery deadlines is hereby
18 GRANTED.

19 DATED this 3rd day of April, 2025

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21 DANIEL J. ALBREGTS
22 UNITED STATES MAGISTRATE JUDGE
23 CASE NO.: 2:24-cv-00342-APG-DJA
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